

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA, ) NO. CR12-5402-BHS  
Plaintiff, )  
vs. )  
DANIEL SAGGESE, ) ORDER ALLOWING WITHDRAWAL  
Defendant. ) OF MOTION TO DISMISS  
 ) INDICTMENT

Based on Defendant's Motion to Withdraw the Motion to Dismiss Indictment and the affidavit of defense counsel filed in support of the motion, the facts set forth in which are hereby incorporated by reference and adopted as findings of the Court,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Motion to Dismiss Indictment entered by the defendant in this case on October 31, 2012 (docket #19) is hereby withdrawn.

DONE this 31<sup>st</sup> day of January, 2013.

  
\_\_\_\_\_  
BENJAMIN H. SETTLE  
United States District Judge

Presented by:

/s/ Miriam Schwartz  
MIRIAM F. SCHWARTZ  
Attorney for Defendant

ORDER DISMISSING INDICTMENT  
FOR IMPERMISSIBLE DELEGATION  
*United States v. Sagges; No. CR12-5402-BHS*